

<b>PLEA MINUTE SHEET</b> <b>IN THE UNITED STATES DISTRICT COURT</b> <b>FOR THE DISTRICT OF NEW MEXICO (AT ALBUQUERQUE)</b>				
<b>CR 05-1849 JH</b>		<b>UNITED STATES vs. FITZGERALD</b>		
<b>Before The Honorable Robert H. Scott, United States Magistrate Judge</b>				
Hearing Date: <b>April 18, 2006</b>		Time In and Out: <b>10:14 AM - 10:22 am</b>		
Clerk: <b>Mary Archuleta</b>		FTR Information: <b>FTR/HONDO</b>		
Defendant: <b>CATHY FITZGERALD</b>		Defendant's Counsel: <b>Cliff McIntyre</b>		
AUSA: <b>James Braun</b>		Interpreter: <b>none</b>		Sworn
<input checked="" type="checkbox"/>	Defendant Sworn		First Appearance	
<input checked="" type="checkbox"/>	Consent to proceed before a magistrate judge and original plea agreement reviewed and executed by Deft.			
<input checked="" type="checkbox"/>	Deft acknowledges receipt of: (Indictment or Information)			
	If Deft proceeding by way of information, Deft acknowledges right to an indictment and waives that right.			
<input checked="" type="checkbox"/>	Terms and conditions of proposed plea agreement explained.			
<input checked="" type="checkbox"/>	Factual predicate to sustain the plea provided.			
<input checked="" type="checkbox"/>	Deft questioned re Deft's age, education, physical/mental condition, and whether under the influence of alcohol, drugs, or any medication. Deft advised of charge(s), penalties and possible consequences of the plea.			
<input checked="" type="checkbox"/>	Deft advised of constitutional rights, loss of rights, and maximum possible penalties (including imprisonment, fine, supervised release, probation, SPA, restitution, and any forfeitures).			
<input checked="" type="checkbox"/>	Deft questioned re time to consult with attorney and if satisfied with his or her representation.			
<input checked="" type="checkbox"/>	Court finds Deft fully understands charge(s), terms of plea, and the consequences of entry into plea agreement.			
<input checked="" type="checkbox"/>	Deft pleads GUILTY to: <b>COUNT 1 OF INDICTMENT</b>			
<input checked="" type="checkbox"/>	Allocution by Deft on elements of charge(s).			
<input checked="" type="checkbox"/>	Court finds plea freely, voluntarily, and intelligently made; plea of guilty accepted.			
<input checked="" type="checkbox"/>	Deft adjudged guilty.			
	Acceptance of plea agreement deferred until final disposition hearing by district judge.			
<input checked="" type="checkbox"/>	Sentencing Date: <b>to be notified</b>			
	Defendant to Remain in Custody			
<input checked="" type="checkbox"/>	Present conditions of release continued		Conditions changed to:	
	Penalty for failure to appear explained			
<input checked="" type="checkbox"/>	Presentence Report Ordered		<b>Expedited (Type III)</b>	
<input checked="" type="checkbox"/>	Other Matters: <b>cc: Probation &amp; Lincoln</b>			